

**In The Matter Of:**  
*STATE OF CONNECTICUT*  
*CONNECTICUT SITING COUNCIL*

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*Docket No. 485 - Public Hearing*  
*May 30, 2019*

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*BCT Reporting LLC*  
*55 Whiting Street, Suite 1A*  
*Plainville, CT 06062*  
*860.302.1876*

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STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

Docket No. 485

Application for a Certificate of Environmental  
Compatibility and Public Need for the Construction,  
Maintenance, and Operation of a Telecommunications  
Facility at One of Two sites: 1542 Boston Post Road or  
at the End of Kirtland Street, Westbrook, Connecticut

Public Hearing held at the Theresa Mulvey  
Municipal Center, 866 Boston Post Road, Westbrook,  
Connecticut, Thursday, May 30, 2019, beginning at  
6:30 p.m.

H e l d   B e f o r e :

ROBERT SILVESTRI, THE HEARING OFFICER

1    A p p e a r a n c e s :

2            Council Members:

3

4                    ROBERT HANNON,

5                    DEEP Designee

6

7                    LARRY LEVESQUE, ESQ.

8                    PURA Designee

9

10                   MICHAEL HARDER

11                   EDWARD EDELSON

12                   DANIEL P. LYNCH, JR.

13

14            Council Staff:

15                   MELANIE BACHMAN, ESQ.,

16                   Executive Director and Staff Attorney

17

18                   ROBERT MERCIER,

19                   Siting Analyst

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22

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1 A p p e a r a n c e s:(cont'd)

2 For Cellco Partnership and MCM Holdings, LLC:

3 CUDDY & FEDER, LLP

4 445 Hamilton Avenue

5 14th Floor

6 White Plains, New York 10601

7 By: CHRISTOPHER B. FISHER, ESQ.

8 CFisher@cuddyfeder.com

9 914.761.1300

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1           THE HEARING OFFICER: Good evening,  
2 ladies and gentlemen. This hearing is called to  
3 order this Thursday, May 30th, 2019, at 6:30 p.m.  
4 My name is Robert Silvestri member and presiding  
5 officer of the Connecticut Siting Council.

6           Other members of the Council are Robert  
7 Hannon, designee for Commissioner Katie Dykes of  
8 the Department of Energy and Environmental  
9 Protection; Larry Levesque, designee for Chairman  
10 Marissa Paslick Gillett of the Public Utilities  
11 Regulatory Authority; Daniel P. Lynch, Jr.;  
12 Michael Harder; and Edward Edelson.

13           Members of the staff are Melanie  
14 Bachman, Executive Director and Staff Attorney;  
15 and Robert Mercier, siting analyst.

16           This is a continuation of a public  
17 hearing that began at 3 p.m. this afternoon.  
18 Copies of the hearing program and the Council's  
19 citizen's guide to Siting Council procedures are  
20 available for members of the public on the table  
21 right over here.

22           This hearing is held pursuant to the  
23 provisions of Title 16 of the Connecticut General  
24 Statutes and of the Uniform Administrative  
25 Procedure Act upon an application from MCM



1 filing of the application to the Council in the  
2 Harbor News on March 21, 2019. The Council's  
3 legal notice of the date and time of this hearing  
4 was published in the Harbor News on May 9, 2019.

5 Upon this Council's request the  
6 applicants erected a sign at both proposed sites  
7 so as to inform the public of the name of the  
8 applicants, the type of facility, the hearing date  
9 and location, and contact information for the  
10 Council.

11 This afternoon members of the Council,  
12 staff and public personally conducted a field  
13 review of both proposed sites in order to observe  
14 firsthand the potential effects of the proposal.

15 This hearing session tonight has been  
16 reserved for the public to make short statements  
17 into the record. These public statements are not  
18 subject to questions from the applicants or the  
19 Council, and members of the public making  
20 statements may not ask questions of the applicant  
21 or the Council. These statements will become part  
22 of the record for Council consideration.

23 A sign-up sheet is available for those  
24 who would like to participate. That again is  
25 located on the table right next to the pole. As a

1 reminder to all, off-the-record communication with  
2 a member of the Council or a member of the  
3 Council's staff upon the merits of this  
4 application is prohibited by law.

5 I wish to note that the applicants  
6 including their representatives and witnesses are  
7 not allowed to participate in the public comment  
8 session.

9 I also wish to note for those who are  
10 here and for the benefit of your friends and  
11 neighbors who are unable to join us for the public  
12 comment session that you or they may send written  
13 statements to the Council within 90 days of the  
14 date hereof and such written statements will be  
15 given the same weight as if spoken at the hearing.

16 We ask each person making a public  
17 statement in this proceeding to confine his or her  
18 statements to the subject matter before the  
19 Council, and to avoid unreasonable repetition so  
20 that we may hear all the concerns that you and  
21 your neighbors may have.

22 Please be advised that the Council  
23 cannot answer questions from the public about this  
24 proposal.

25 A verbatim transcript will be made of



1 this hearing and deposited at the Westbrook Town  
2 Clerk's office for the convenience of the public.

3 And before I call upon members of the  
4 public to make statements, I request the applicant  
5 to make a very brief presentation to the public  
6 describing where the facility is proposed to be  
7 located, why it is necessary and what alternatives  
8 were investigated.

9 Mr. Burns?

10 THE WITNESS (Burns): Thank you. For  
11 the record my name is Robert Burns. I'm a  
12 licensed civil engineer with the firm of All  
13 Points Technology Corporation.

14 Before I launch into the presentation I  
15 wanted to address a matter that was brought up  
16 during the three o'clock session that we were  
17 taken on as homework. There is natural gas  
18 available in Route 1 in the area of this, in the  
19 area of the water tank on site A.

20 THE HEARING OFFICER: Thank you  
21 Mr. Burns.

22 THE WITNESS (Burns): You're welcome.

23 I'll be reviewing two site locations for  
24 the proposed tower. The first one we're calling  
25 site A. That's at 1542 Boston Post Road. It is

1 the site of the former Connecticut Water water  
2 tank that has been taken down recently.

3 The existing site is fenced, currently  
4 fenced in with a six-foot high fence with barbed  
5 wire. Within that fenced in area is ground  
6 equipment that is currently occupied by Verizon  
7 Wireless, AT&T, T-Mobile and the Old Saybrook  
8 Police Department.

9 There's also -- you probably all noticed  
10 the temporary tower that's located there now.  
11 When the tank was taken down the antennas that  
12 were on the tank were put on the temporary tower.

13 As part of the proposed application  
14 we're looking to not expand any of the fenced in  
15 area, but would construct a 130-foot monopole and  
16 place antennas and platforms on the monopole for  
17 the carriers that are there starting at about 126  
18 for the center of the towers, and commencing  
19 10 feet down with each other carrier.

20 And the reality is the construction  
21 there is just going to be the tower and some ice  
22 bridges, which are essentially cable bridges that  
23 take the cables from the equipment to the tower.  
24 That's site A.

25 Site B is located at the end of Kirtland

1 Street which is west of the water tank site. The  
2 proposed improvements will commence at the end of  
3 Kirtland Street where it terminates and proceed  
4 with a 12-foot wide gravel driveway into the  
5 wooded area approximately 70 to a hundred feet.

6 At that point a fenced in compound will  
7 be constructed, 60 by 50-foot fenced in area with  
8 a proposed 130-foot monopole in the center and new  
9 equipment space for Verizon, AT&T, T-Mobile. And  
10 there will be space there for future carriers.

11 The utilities to that site will be  
12 pulled from one of the poles on Kirtland Street,  
13 commence into the woods, and will be -- will be  
14 there to serve the facility. Site A will have no  
15 utility improvements because all those utilities  
16 are currently there and active.

17 Essentially that's -- that's it. Thank  
18 you.

19 THE HEARING OFFICER: Thank you  
20 Mr. Burns.

21 We will now call on Bruce Marcus to make  
22 a public statement, followed by Heidi Wallace.  
23 And if you can, please spell your last name for  
24 the record.

25 BRUCE MARCUS: My name is Bruce Marcus.

1 M-a-r-c-u-s is the last time. I reside at 1340  
2 Old Clinton Road -- and if you can hear me from  
3 there?

4 I'm a proponent of this facility, either  
5 one, A or B. I'm an RF engineer, CTO of Marcus  
6 Communications -- was sent to live here, too. And  
7 I build public safety systems. And my comment is  
8 the tower should be a little taller to accommodate  
9 the Town's proposed antennas at least 20 feet so  
10 that they can get vertical and separation for the  
11 public safety antennas, and a possible microwave  
12 dish for other -- to reach other town facilities  
13 that are being proposed in the future by the Town.

14 So it's in the best interests of the  
15 Town to have this facility for the public and I'm  
16 a proponent of it. And I think it should be a  
17 little taller, at least 20 or 30 feet at either  
18 location to accommodate the Town's facilities,  
19 otherwise it's a go for everything. Thank you.

20 THE HEARING OFFICER: Thank you for your  
21 comments.

22 Heidi Wallace followed by Claudio  
23 Marasco. Is Heidi here?

24 A VOICE: (Unintelligible.)

25 THE HEARING OFFICER: Okay. To keep

1 things moving I'm going to ask Claudio Marasco to  
2 come up, and then we'll fit in Ms. Wallace later.

3 Thank you.

4 CLAUDIO MARASCO: Sure. Good afternoon.  
5 Claudio Marasco, last name M-a-r-a-s-c-o. I'm  
6 here to talk about the location of both towers.

7 This afternoon looking at the balloon  
8 that was flown for the tower A, I didn't even  
9 realize there was a balloon for tower B because I  
10 couldn't see it, and that's my whole point -- is  
11 that the tower should be hidden. It doesn't need  
12 to be on the Boston Post Road.

13 What I heard this afternoon about the  
14 proposed site A is that it's going to have a  
15 six-foot high fence with barbed wire surrounding  
16 it. Every time Water's Edge -- and I'm employed  
17 by Water's Edge. Every time we go before the  
18 commission here in Westbrook we're told that we  
19 have to beautify our location.

20 We have to put in additional  
21 landscaping. We have to make the town more  
22 beautiful, and this certainly does not make the  
23 town more beautiful. Okay? This is an eyesore.  
24 This does not belong there.

25 Now one could argue that the previous

1 water tower had been there for decades -- and  
2 that's fine, but now we have a choice. Okay? And  
3 given the choice, the proper location for this is  
4 off of the Boston Post Road.

5 Further, for the safety of individuals  
6 if that tower were to fall it would fall across  
7 the Boston Post Road creating havoc. My  
8 understanding from speaking with other individuals  
9 is that a tower, if it is to fall it has to fall  
10 on your property.

11 The tower proposed on site A would not  
12 fall on anyone's property. It would fall on the  
13 state property, which is right across the Boston  
14 Post Road. Whereas the tower on site B would fall  
15 on our property.

16 Those are my comments. Thank you.

17 THE HEARING OFFICER: Thank you.

18 Heidi Wallace, followed by Sid Holbrook.

19 HEIDI WALLACE: I'm Heidi Wallace and  
20 I'm the Wetland Agent for the Town of Westbrook.  
21 And back in April of 2019 at our regular scheduled  
22 meeting the commission had the opportunity to  
23 review the application. They reviewed both sites  
24 and they didn't have any objection with either  
25 site. They only asked that proper erosion

1 measures were put into place prior to  
2 construction.

3 THE HEARING OFFICER: Thank you.

4 Sid Holbrook followed by Julie Baret, or  
5 Barrett.

6 SIDNEY HOLBROOK: My name is Sidney  
7 Holbrook, H-o-l-b-r-o-o-k, and I'm from Westbrook  
8 and I want to thank the Council for coming to  
9 Westbrook. We welcome you here. And I know that  
10 you have to make a decision, and making decisions  
11 aren't easy. Having been a legislator and a  
12 Commissioner at DEP I know it's not easy.

13 When you read the application it says,  
14 application for certificate of environmental  
15 compatibility and public need. Well, I don't  
16 think there's any question about public need. We  
17 know that in today's world there's definitely a  
18 need for communications, and probably even more.

19 But what is the definition of  
20 environmental compatibility? What does it mean?  
21 Well, we all know that it means, how does the  
22 tower -- how is it compatible with the surrounding  
23 environment? What is the impact of that tower on  
24 the surrounding environment?

25 And I think it means more than that. I

1 think in this instance it means what is the impact  
2 today of the environment on the tower? How is the  
3 compatibility of the tower with the environment  
4 today?

5 Now we all know that conditions in this  
6 country and in the world are changing due to  
7 global warming and climate change. Whether it's  
8 manmade or not you can't dispute that. I don't  
9 think anybody has -- well, there might be a few.  
10 Anyway, we have seen a lot of severe weather in  
11 this area and we have seen sealevel rise happen  
12 also.

13 I work in New Haven at the water  
14 pollution control authority there and when we make  
15 an application for clean water funding we have to  
16 include in our application some component that  
17 deals with sealevel rise. We have to build to  
18 that so that in the future we're not rebuilding  
19 things over and over again.

20 Now I don't think there's a problem with  
21 this tower as far as sealevel rise is concerned,  
22 but there is a problem with this tower if severe  
23 winds occur like they have been occurring  
24 throughout the Southwest and out in the Midwest.  
25 I turned the TV on about a month ago, and what did



1 I see? I saw a cell tower go down on a highway.  
2 Fortunately no cars were there, but the cell tower  
3 went down.

4 Now I know there's different types of  
5 cell towers. I've done some research on this and  
6 between the year of 2010 and 2018 there's been 46  
7 cell towers that have collapsed. Most of them as  
8 a result of weather situations.

9 Given that, I think that we have -- that  
10 it would be almost incumbent upon this Siting  
11 Council to take that into consideration, the  
12 compatibility of the tower with the weather. When  
13 you travel down I-95 or on Route 9, or on any  
14 limited access highway for that matter, you  
15 probably noticed lately that they're cutting all  
16 the trees down adjacent to the highway. Why are  
17 they cutting those trees down? Because they want  
18 to prevent those trees going into the state  
19 highway system.

20 Well, here your decision is kind of  
21 easy. You know, if you want to prevent something  
22 from going down onto the Route 1, which is vital  
23 to the people in this area to move emergency  
24 vehicles, you don't put the tower there.

25 So I think the decision of this Council

1 to consider the application based on environmental  
2 compatibility requires that site B would be the  
3 best option.

4 Thank you.

5 THE HEARING OFFICER: Thank you.

6 Julie Barrett followed by Pat Wright.

7 JULIE BARRETT: Thank you. My name is  
8 Julie Barrett. I live at 27 Kirtland Street next  
9 door to where the proposed antenna location is for  
10 site B.

11 In my opinion there is no compelling  
12 evidence to support relocating the antenna from  
13 its current location to privately owned property  
14 along Kirtland Street. This proposal is for the  
15 sole benefit of the Dattilo Family. They will  
16 profit from rent and may have designs on acquiring  
17 the water company land at some future time which  
18 would give them even more control over this  
19 section of Route 1.

20 This existing site has been functioning  
21 for many years. I can't remember how many, but  
22 it's been since the twenties or something. And  
23 there's no compelling argument to abandon this  
24 site and move to a Dattilo family holdings  
25 property. There's no change in the 130-foot

1 height, to the worst, and the monopole is less  
2 obstructive on the viewshed than the water tower  
3 was previously, which is an improvement to our  
4 community.

5 The existing site was overwhelmingly  
6 supported at the last hearing on December 11th,  
7 including by the Old Saybrook Fire Department.  
8 The income derived from the water company benefits  
9 the public, whereas any income that is paid to  
10 Dattilo for the ground lease will go for the sole  
11 benefit of Dattilo.

12 And my understanding from the last  
13 hearing with the water company was that their  
14 portion of the revenue -- they don't get all of  
15 it -- goes back into mitigating their expenses to  
16 the betterment of the community.

17 The Dattilo family proposal is to the  
18 detriment of our residential neighborhood and  
19 should be disqualified, and there's no compelling  
20 improvement to the community of Westbrook or our  
21 neighborhood.

22 Thank you.

23 THE HEARING OFFICER: Thank you. Pat  
24 Wright followed by Karen Hyde, please.

25 PATRICIA WRIGHT: Hi. My name is Pat

1 Wright. I live on 37 Kirtland Street in  
2 Westbrook, Connecticut. My whole thing is there's  
3 a tower that's already there and my house is the  
4 one that's going to get hit if the tower does come  
5 down. So I'm not too happy about where it's going  
6 to be on the B one either.

7 So I -- the only thing that I have to  
8 say is the road isn't wide enough. It's a private  
9 road. Now Water's Edge owns the road, and they do  
10 not take care of it at all. The road is a mess.  
11 I've lived there since I've been ten years old.  
12 It's never been like this. I call them up all the  
13 time and complain about it.

14 No one fixes the road. It was always a  
15 private road. It's never been for access for all  
16 these things that they have going to go down  
17 there. It's -- no one maintains the road  
18 whatsoever. It's just a mess, and I can't imagine  
19 that it's going to get any better with another --  
20 more tower, anything to do with Water's Edge going  
21 down there, because it's just been a mess and  
22 that's all I really have to say.

23 THE HEARING OFFICER: Thank you.

24 Karen Hyde followed by Don Schumacher.

25 KAREN HYDE: Hi. I'm Karen Hyde,

1 H-y-d-e. And I don't live in town. I live in  
2 Killingworth, but I own property on the corner  
3 of -- well, it's 1506 Boston Post Road and it's on  
4 the corner of Kirtland Street. And I grew up at  
5 27 Kirtland Street.

6 From when I was two years old the water  
7 company property, the water tower was always  
8 there. It was not obtrusive. I feel that, you  
9 know, for Pat's sake and my sister's sake that  
10 putting a tower there will affect their property  
11 value. And if the tower should come down it will  
12 fall on their properties, not on, you know,  
13 vacant -- not across the street.

14 Also as far as that goes I don't feel  
15 that, you know, if a tower comes down it comes  
16 down. Are you going to worry about the telephone  
17 poles too, and take them all down? So that's  
18 really all I have to say. I just feel it would be  
19 better left where it is.

20 Also for boating reasons we used to --  
21 I'm a sailor. We'd sail right to the -- that was  
22 our navigation spot, the water company tower. So  
23 years of doing that just -- and I know a lot of  
24 other boaters that use that for navigating.

25 THE HEARING OFFICER: Thank you.

1 Don Schumacher followed by Tony Cozza.

2 DON SCHUMACHER: Well, good evening my  
3 name is Don Schumacher, S-c-h-u-m-a-c-h-e-r. I'm  
4 here tonight to represent Connecticut Water.

5 Connecticut Water has worked closely  
6 with MCM and supports the proposal to construct a  
7 communications structure on the land owned by  
8 Connecticut Water. The site proposed is the same  
9 parcel where the temporary structure is located  
10 now and is the former site of the company  
11 Westbrook water tank.

12 We receive benefits associated with our  
13 site. Our customers of Connecticut Water  
14 including more than 2,000 residents here in  
15 Westbrook would benefit because all revenues  
16 generated from telecommunication leases on the  
17 property would be used to fund utility operations  
18 as required by the Connecticut Public Utility  
19 Regulatory Authority, whose revenue stream would  
20 help Connecticut Water to minimize the future rate  
21 increases.

22 The site is preferred by existing  
23 carriers because their equipment and utility  
24 infrastructure such as power are already on site  
25 which avoids potential construction and additional

1 costs.

2 The other proposed site would move the  
3 new tower closer to the residential neighborhoods.  
4 Connecticut Water and MCM have offered space on  
5 the structure to the local emergency  
6 communications at no monthly or rental fees.

7 Connecticut Water's strong preference is  
8 the existing location, but understands the  
9 location of the telecommunication structure is the  
10 decision of the Connecticut Siting Council.

11 Thank you.

12 THE HEARING OFFICER: Thank you.

13 Tony Cozza followed by Ron Lyman.

14 TONY COZZA: Hi. My name is Tony Cozza.  
15 That's C-o-z-z-a. I've brought some props. I  
16 have some coal. It's in a bag there. I didn't  
17 want to mess up the podium. I wanted to bring  
18 some diamonds too, but unfortunately my wife  
19 caught me going into her jewelry box, so that  
20 didn't work out too well. Anyhow, I would like to  
21 speak in favor of site B and in opposition to site  
22 A.

23 The first time I set foot in Westbrook  
24 was 51 years ago this summer. Ever since then it  
25 has become a major part of my life and the life of

1 my family. We think of Westbrook -- and many of  
2 the people of Westbrook think of it as a hidden  
3 jewel along the shoreline.

4 In this jewel there's many diamonds and  
5 I can't mention them all. But there's a major  
6 manufacturing company, an insurance company, a  
7 mall, a first-class medical center, many marinas  
8 and restaurants. All of them are diamonds in our  
9 jewel.

10 One of the biggest diamonds in this  
11 jewel is Water's Edge Resort. People from all  
12 over the state, all over the country and all over  
13 the world come to visit this diamond. It's  
14 ordinary people and it's very famous people.  
15 There's probably a famous person staying there  
16 right now.

17 As Westbrook residents we're very proud  
18 and would like people to come to our town to see  
19 our diamonds, and we like to show people how proud  
20 we are to have them. So what do you think the  
21 reaction of our visitors from around the world is  
22 going to be when next to this diamond called  
23 Water's Edge they see what amounts to a pile of  
24 coal?

25 Please don't do this to us. Put this



1 coal pile where it is much less visible. Use site  
2 B. Thank you very much.

3 THE HEARING OFFICER: Thank you.

4 Ron Lyman followed by Robert  
5 Hagemeister.

6 RON LYMAN: My name is Ron Lyman,  
7 L-y-m-a-n. Thank you for the opportunity to  
8 speak. This is a very near and dear cause to me.  
9 I live next door to Water's Edge and, you know,  
10 right near the tower. I live on 73 2nd Avenue.

11 And aesthetics are very important to me,  
12 the way my office looks, the way my house looks,  
13 the way my town looks. This is where I live and  
14 it says a lot about me and my family and so on,  
15 and it's very, very important to me.

16 Now I also -- we all know we're in a  
17 relatively small town, roughly 10,000 people,  
18 whatever. And I've also been to hearings like  
19 this in the past. And usually the people who have  
20 no problem with it or are fine with it don't  
21 bother showing, because they have no reason to  
22 bother. Okay? The point is that there's only  
23 usually a few that come out and speak.

24 You know, the ones that come out and  
25 speak against it are usually directly next door.

1           So yes, I think I counted three NIMBYs, okay?  
2           That were next-door. And they're literally -- of  
3           course, it's next door to them. They would rather  
4           see it a little bit further away, where it is  
5           today.

6                         But my understanding is that this will  
7           break on its own site and stay on its own site.  
8           So it will never hit their property and I won't  
9           have to look at it.

10                        Now I'm in the real estate business.  
11           It's extraordinarily important for me and my staff  
12           to have good cell service, and there are a lot of  
13           dark spots in our state. In fact, my whole office  
14           runs with cell phones. We do not have hard lines.  
15           This is a critical, critical issue for the  
16           technology the way our world is evolving nowadays.

17                        And I would love to have a higher tower,  
18           but I don't want to see it. And I want it safe.  
19           The last thing any of us want to have is instead  
20           of having, God forbid three people concerned  
21           because it's a little closer to them, thousands of  
22           people having the traffic cut off and other safety  
23           issues for Route 1.

24                        From a point of view of safety, first  
25           and foremost -- and aesthetics I hope that you

1 consider site two. Water's Edge has been a great  
2 neighbor. I will tell you that the reason that  
3 the people who were against this property having  
4 such low taxes are because of Water's Edge. They  
5 have been extraordinarily good neighbors. I'm  
6 very, very pleased to have them literally a short  
7 walk from my house.

8 And in any case I think -- I just hope  
9 that you folks see a way clear that we have an  
10 opportunity to make -- to take something that's  
11 extraordinarily necessary in our current economy  
12 and lifestyle to put -- make it taller, even  
13 better and put it out of our sight and in a safe,  
14 safe spot. I hope you consider site number two.

15 Thank you for your time.

16 THE HEARING OFFICER: Thank you.

17 Robert Hagemeister. I apologize if I  
18 mispronounced that. Followed by Mike Dattilo.

19 ROBERT HAGEMEISTER: Robert Hagemeister.  
20 I live at 121 Little Stannard Beach Road which is  
21 across the street from Kirtland. I used to be the  
22 chairman of the zoning commission, and at that  
23 time we worked long and hard on cellphone towers,  
24 and we came up with a set of regulations.  
25 Hopefully you've all had an opportunity to review



1 was talking about things that are near and dear to  
2 me. I'm the fire commissioner and, you know, we  
3 don't actually have an antenna on our own tower.  
4 Our fellow neighboring town who's going to speak  
5 at some point has two to my knowledge.

6 And so there's something in the works  
7 where the tower could be taller -- sadly, taller,  
8 but would facilitate our needs for the Town. It's  
9 something I'm also interested in.

10 That being the case, the Water's Edge  
11 property B actually -- and I have to be honest.  
12 I've gone through all of your information that I  
13 could find and I couldn't find the height of the  
14 tower and I couldn't find a bunch of other  
15 information. And I know I'm not allowed to ask,  
16 but I went up and I looked just prior to the  
17 meeting. And so I don't have the specifics, but I  
18 know that it's taller.

19 I don't know if it's taller than the  
20 existing temporary tower. I am assuming it is, or  
21 it would be, but I can't answer for that one  
22 either.

23 But somebody wrote a wonderful letter  
24 with a list of questions back on May 4th. I found  
25 that letter, but I didn't find the requested

1 answers by May 14th. I would love to see that  
2 information also answered and make sure that you  
3 all get the answers to those questions that were  
4 up on the website. Okay?

5 For me when I looked at all the Water's  
6 Edge properties across the street -- and again, I  
7 couldn't figure out where lot B was because of the  
8 acreage that I found listed. It didn't match any  
9 of our Town or the State's online GIS -- GIS?  
10 Whatever it is. The acreage didn't match up.

11 So I couldn't figure out which lot of  
12 them, but they have many lots and it adds up to  
13 way more than the five-acre. And so not having  
14 visited with you today at two or three o'clock I  
15 don't know where the tower is intended, but I  
16 would hope that -- because it's in an MDR. It's  
17 not in -- they made a new zone, so I apologize.  
18 An MCD zone is where the existing tower is.

19 I do not know -- somebody else made  
20 mention of the tower falling down upon itself on  
21 its own property. I believe the smaller lot, lot  
22 A is .62 acres. The back lot from my perspective  
23 meets the needs of our community. One, that does  
24 a better job of hiding the tower. Two, towers do  
25 go down.

1           And I believe Mr. Holbrook mentioned in  
2           our state we have towers that went down across a  
3           major highway. It causes a great deal of havoc  
4           for a good deal of time because it doesn't just  
5           get taken out of the way.

6           So they do come down and my concern  
7           would be that whatever this design is -- I'm an  
8           industrial designer. I never heard of something  
9           imploding down. I've seen lots of YouTube videos  
10          of these things coming down. They do fall down  
11          and so for me -- and I want to address the three  
12          neighbors who live right next door -- into a  
13          bigger area where it has the potential to fall  
14          without hitting any houses makes a lot more sense  
15          to me and to the board when we created the zoning  
16          regulations for it.

17          So I appreciate your time tonight and I  
18          hope you can take some consideration for the  
19          points I've added here. Thanks.

20          THE HEARING OFFICER: Thank you. Ladies  
21          and gentlemen, at this point I have two other  
22          people signed up. I have Mike Dattilo followed by  
23          Chief Michael Spera. If anyone else would like to  
24          sign up please do so right by the pole over here.

25          MICHAEL DATTILO: Michael Dattilo, and I

1 do own Water's Edge. To follow-up on what  
2 Mr. Lyman said, you know, when people come into  
3 this town the last thing they want to do when they  
4 turn into Water's Edge is to look at that  
5 unsightly tower, that it's sticking up in the air  
6 on Route 1.

7 And really there's no need for it when  
8 we have land in the back of the building where the  
9 neighbors are completely protected because there's  
10 a huge buffer around the home. Where if this  
11 tower were to fall on Route 1, I think it would  
12 affect a lot more. It may cause a lot more damage  
13 than if it did back in -- out of the way.

14 So this tower went up. I think it's a  
15 little disingenuous of the people that put this  
16 tower up because all along it was supposed to be a  
17 temporary tower. All of the sudden I see people  
18 fighting to keep this temporary tower, make it  
19 permanent and I'm not sure what happened since  
20 then, but we would like to see that tower in the  
21 back away from Route 1.

22 Thank you.

23 THE HEARING OFFICER: Thank you.

24 Chief Spera?

25 MICHAEL SPERA: Good evening, ladies and



1 gentlemen, and thank you for the opportunity to be  
2 here to address everyone tonight. My name is  
3 Michael Spera. I'm privileged to be the Chief of  
4 Police and Director of Emergency Management  
5 Homeland Security for the Town of Old Saybrook.

6 And I know it might seem odd. Why is  
7 the town of Old Saybrook here at a Westbrook site  
8 talking about some infrastructure on property  
9 owned by the Connecticut Water Company in  
10 Westbrook? But it is a vital piece of property to  
11 the Town of Old Saybrook.

12 So part of my responsibility is to be in  
13 charge of our municipal and public safety  
14 emergency communications system. And if you took  
15 the town of Old Saybrook and pretty much divided  
16 it into thirds, one third of our town relies on  
17 the infrastructure on site A.

18 So I'm here tonight on behalf of members  
19 of the men and women of the Old Saybrook  
20 Department of Police Services, the Old Saybrook  
21 Volunteer Fire Company Number 1, and the Old  
22 Saybrook Ambulance Association in support of site  
23 A.

24 So in Old Saybrook we have three tower  
25 sites, two that reside within the boundaries of

1 the town of Old Saybrook and one at site A that's  
2 under discussion here tonight in the town of  
3 Westbrook. All three sites act as our ears to the  
4 public safety professionals in the field. If site  
5 A was not used one third of our hearing capacity  
6 for our public safety professionals would  
7 disappear.

8 So when I pulled up my portable radio,  
9 to many people in this room this looks like just a  
10 radio, but to me as a police officer this is my  
11 lifeline. This is what I use to call for backup  
12 when I get into a situation, or more importantly  
13 when the men and women under my command get into a  
14 situation where they need immediate assistance  
15 from their brother and sister police officers.

16 When I'm serving as a volunteer  
17 firefighter this portable radio becomes my  
18 lifeline when I'm inside a burning building and I  
19 myself need to be rescued. This portable radio in  
20 my hand becomes my patient's lifeline when I'm  
21 serving as a pre-hospital emergency medical care  
22 professional, and I need to talk to a doctor over  
23 the radio to get permission to give some  
24 life-saving medication to my patient. This  
25 portable radio is my lifeline and without site A



1 else who hasn't spoken already that would like to  
2 offer comments?

3 Please if you could say your name  
4 because we don't have it written down, and  
5 probably spell your last name. I'd appreciate it.

6 RICK NEWBERG: My name is Rick Newberg.  
7 I live in Westbrook, N-e-w-b-e-r-g.

8 When I moved here 20 years ago driving  
9 down Route 1, you look at that magnificent church  
10 steeple and congregational church, and then they  
11 put in a Walgreens. And it really pissed me off,  
12 and I'm like, I swore I would get involved if  
13 something stupid was going to be put in again.

14 So you're going to put this eyesore with  
15 barbed wire and fencing in the middle of the town.  
16 I don't understand it and I don't understand how  
17 the radios won't work a couple hundred feet back,  
18 or wherever that site B is. It's not going to  
19 work from there? So I'm a proponent for site B  
20 and that's it. Thank you.

21 THE HEARING OFFICER: Thank you.

22 Ladies and gentlemen, anyone else that  
23 would like to offer comments who hasn't spoken  
24 already?

25

1 (No response.)

2  
3 THE HEARING OFFICER: All right.

4 Hearing and seeing none, the Council will now  
5 close the public comment session of this hearing.

6 And before closing the evidentiary  
7 record of this matter the Connecticut Siting  
8 Council announces that the briefs and proposed  
9 findings of fact may be filed with the Council no  
10 later than June 29, 2019. The submission of  
11 briefs or proposed finding of fact are not  
12 required by this Council. Rather, we leave it to  
13 the choice of the applicants.

14 Anyone who has not become a party or  
15 intervener, but who desires to make his or her  
16 views known to the Council may file written  
17 statements to the Council within 30 days of the  
18 date hereof. The Council will issue a draft  
19 findings of fact and thereafter the applicants may  
20 identify errors or inconsistencies between the  
21 Council's draft findings of fact and the record,  
22 however no new information, no new evidence, no  
23 argument and no reply briefs without our  
24 permission will be considered by the Council.

25 Copies of the transcript of this hearing

1 will be filed with the Westbrook Town Clerk's  
2 office, and I hereby declare this hearing  
3 adjourned.

4 Thank you all for your participation and  
5 drive home safely.

6  
7 (Whereupon, the above proceedings were  
8 concluded at 7:13 p.m.)

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CERTIFICATE

I hereby certify that the foregoing 37 pages are a complete and accurate computer-aided transcription of my original verbatim notes taken of the Public Hearing in Re: Docket No. 485, APPLICATION FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A TELECOMMUNICATIONS FACILITY AT ONE OF TWO SITES: 1542 BOSTON POST ROAD OR AT THE END OF KIRTLAND STREET, WESTBROOK, CONNECTICUT, which was held before ROBERT SILVESTRI, THE HEARING OFFICER, at the Theresa Mulvey Municipal Center, 866 Boston Post Road, Westbrook, Connecticut, May 30, 2019.



---

Robert G. Dixon, CVR-M 857  
Notary Public  
A Plus Reporting Service  
55 Whiting Street, Suite 1A  
Plainville, CT 06062  
My Commission Expires: 6/30/2020

|                           |                          |                        |                       |                        |
|---------------------------|--------------------------|------------------------|-----------------------|------------------------|
|                           | <b>24:25;26:3</b>        | <b>23:21;31:10</b>     | <b>4:17</b>           | <b>27:16</b>           |
| <b>A</b>                  | <b>Agent (1)</b>         | <b>assistance (1)</b>  | <b>behalf (1)</b>     | <b>bunch (1)</b>       |
|                           | 13:20                    | 33:14                  | 32:18                 | 28:14                  |
| <b>abandon (1)</b>        | <b>ago (4)</b>           | <b>assisting (2)</b>   | <b>belong (1)</b>     | <b>burning (1)</b>     |
| 17:23                     | 15:25;22:24;27:3;        | 34:16,16               | 12:24                 | 33:18                  |
| <b>able (1)</b>           | 35:8                     | <b>associated (1)</b>  | <b>benefit (4)</b>    | <b>Burns (6)</b>       |
| 34:5                      | <b>air (1)</b>           | 21:12                  | 7:10;17:15;18:11;     | 8:9,10,11,21,22;       |
| <b>above (1)</b>          | 31:5                     | <b>Association (1)</b> | 21:15                 | 10:20                  |
| 37:7                      | <b>allowed (2)</b>       | 32:22                  | <b>benefits (2)</b>   | <b>business (3)</b>    |
| <b>acceptable (1)</b>     | 7:7;28:15                | <b>assuming (1)</b>    | 18:8;21:12            | 5:2;25:10;34:7         |
| 5:16                      | <b>almost (1)</b>        | 28:20                  | <b>best (2)</b>       | <b>C</b>               |
| <b>access (2)</b>         | 16:10                    | <b>AT&amp;T (2)</b>    | 11:14;17:3            | <b>cable (1)</b>       |
| 16:14;19:15               | <b>along (3)</b>         | 9:7;10:9               | <b>better (4)</b>     | 9:22                   |
| <b>accommodate (2)</b>    | 17:14;23:3;31:16         | <b>Attorney (1)</b>    | 19:19;20:19;26:13;    | <b>cables (1)</b>      |
| 11:8,18                   | <b>alternatives (1)</b>  | 4:14                   | 29:24                 | 9:23                   |
| <b>acquiring (1)</b>      | 8:7                      | <b>Authority (3)</b>   | <b>betterment (1)</b> | <b>call (4)</b>        |
| 17:16                     | <b>always (2)</b>        | 4:11;15:14;21:19       | 18:16                 | 8:3;10:21;19:12;       |
| <b>acreage (2)</b>        | 19:14;20:7               | <b>available (3)</b>   | <b>bigger (1)</b>     | 33:11                  |
| 29:8,10                   | <b>Ambulance (1)</b>     | 4:20;6:23;8:18         | 30:13                 | <b>called (2)</b>      |
| <b>acres (1)</b>          | 32:22                    | <b>Avenue (1)</b>      | <b>biggest (1)</b>    | 4:2;23:22              |
| 29:22                     | <b>amongst (1)</b>       | 24:10                  | 23:10                 | 8:24                   |
| <b>across (6)</b>         | 5:20                     | <b>avoid (1)</b>       | <b>bit (1)</b>        | <b>calling (1)</b>     |
| 13:6,13;20:13;            | <b>amount (1)</b>        | 7:19                   | 25:4                  | 8:24                   |
| 26:21;29:6;30:2           | 27:24                    | <b>avoids (1)</b>      | <b>board (1)</b>      | <b>came (1)</b>        |
| <b>Act (5)</b>            | <b>amounts (1)</b>       | 21:25                  | 30:15                 | 26:24                  |
| 4:25;5:10,12,19;          | 23:23                    | <b>away (2)</b>        | <b>boaters (1)</b>    | <b>can (4)</b>         |
| 33:3                      | <b>analyst (1)</b>       | 25:4;31:21             | 20:24                 | 10:23;11:2,10;         |
| <b>action (1)</b>         | 4:15                     | <b>B</b>               | <b>boating (1)</b>    | 30:18                  |
| 34:4                      | <b>announces (1)</b>     | <b>Bachman (1)</b>     | 20:20                 | <b>capacity (1)</b>    |
| <b>active (1)</b>         | 36:8                     | 4:14                   | <b>Boston (7)</b>     | 33:5                   |
| 10:16                     | <b>answered (1)</b>      | <b>back (8)</b>        | 5:5;8:25;12:12;       | <b>care (2)</b>        |
| <b>actually (3)</b>       | 29:2                     | 13:21;18:15;28:24;     | 13:4,7,13;20:3        | 19:10;33:21            |
| 27:23;28:3,11             | <b>antenna (3)</b>       | 29:22;31:8,13,21;      | <b>both (4)</b>       | <b>carrier (2)</b>     |
| <b>added (1)</b>          | 17:9,12;28:3             | 35:17                  | 6:6,13;12:6;13:23     | 5:22;9:19              |
| 30:19                     | <b>antennas (5)</b>      | <b>backup (1)</b>      | 24:21,22              | <b>carriers (4)</b>    |
| <b>additional (2)</b>     | 9:11,16;11:9,11;         | 33:11                  | <b>boundaries (1)</b> | 5:23;9:17;10:10;       |
| 12:20;21:25               | <b>apologize (2)</b>     | <b>bag (1)</b>         | 32:25                 | 21:23                  |
| <b>address (3)</b>        | 26:17;29:17              | 22:16                  | <b>box (1)</b>        | <b>cars (1)</b>        |
| 8:15;30:11;32:2           | <b>applicant (2)</b>     | <b>balloon (2)</b>     | 22:19                 | 16:2                   |
| <b>adds (1)</b>           | 6:20;8:4                 | 12:7,9                 | <b>break (1)</b>      | <b>case (2)</b>        |
| 29:12                     | <b>applicants (7)</b>    | <b>barbed (3)</b>      | 25:7                  | 26:8;28:10             |
| <b>adjacent (1)</b>       | 5:25;6:6,8,18;7:5;       | 9:4;12:15;35:15        | <b>bridges (2)</b>    | <b>caught (1)</b>      |
| 16:16                     | 36:13,19                 | <b>Baret (1)</b>       | 9:22,22               | 22:19                  |
| <b>adjourned (1)</b>      | <b>application (12)</b>  | 14:4                   | <b>brief (1)</b>      | <b>cause (2)</b>       |
| 37:3                      | 4:25;5:8,9;6:1;7:4;      | <b>Barrett (4)</b>     | 8:5                   | 24:8;31:12             |
| <b>administered (1)</b>   | 9:13;13:23;14:13,14;     | 14:5;17:6,7,8          | <b>briefs (3)</b>     | <b>causes (1)</b>      |
| 5:11                      | 15:15,16;17:1            | <b>based (1)</b>       | 36:8,11,23            | 30:3                   |
| <b>Administrative (1)</b> | <b>appreciate (2)</b>    | 17:1                   | <b>bring (1)</b>      | <b>cell (7)</b>        |
| 4:24                      | 30:17;35:5               | <b>basically (1)</b>   | 22:17                 | 16:1,2,5,7;25:12,      |
| <b>advised (1)</b>        | <b>approximately (1)</b> | 27:2                   | <b>brother (1)</b>    | 14;27:15               |
| 7:22                      | 10:5                     | <b>Beach (1)</b>       | 33:15                 | <b>Cellco (1)</b>      |
| <b>aesthetic (1)</b>      | <b>April (2)</b>         | 26:20                  | <b>brought (2)</b>    | 5:1                    |
| 34:6                      | 5:9;13:21                | <b>beautiful (2)</b>   | 8:15;22:15            | <b>cellphone (1)</b>   |
| <b>aesthetics (2)</b>     | <b>area (11)</b>         | 12:22,23               | <b>Bruce (3)</b>      | 26:23                  |
| 24:11;25:25               | 5:23,24;8:18,19;         | <b>beautify (1)</b>    | 10:21,25,25           | <b>center (3)</b>      |
| <b>affect (2)</b>         | 9:5,15;10:5,7;15:11;     | 12:19                  | <b>buffer (1)</b>     | 9:18;10:8;23:7         |
| 20:10;31:12               | 16:23;30:13              | <b>become (3)</b>      | 31:10                 | <b>certainly (2)</b>   |
| <b>afternoon (5)</b>      | <b>argue (1)</b>         | 6:21;22:25;36:14       | <b>build (2)</b>      | 12:22;34:11            |
| 4:17;6:11;12:4,7,13       | 12:25                    | <b>becomes (4)</b>     | 11:7;15:17            | <b>certificate (2)</b> |
| <b>again (4)</b>          | <b>argument (2)</b>      | 33:17,20;34:12,17      | <b>building (2)</b>   | 5:2;14:14              |
| 6:24;15:19;29:6;          | <b>around (2)</b>        | <b>began (1)</b>       | <b>buildings (1)</b>  | <b>Chairman (2)</b>    |
| 35:13                     |                          |                        |                       | 4:9;26:22              |
| <b>against (2)</b>        |                          |                        |                       |                        |



|   |  |  |  |   |
|---|--|--|--|---|
| <b>change (2)</b><br>15:7;17:25                     | 4:7;14:12;28:2   | 9:15;21:6  |  | 36:15   |
| <b>changed (1)</b><br>27:1                          | <b>communication (1)</b><br>7:1  | <b>constructed (2)</b><br>10:7;34:22   | <b>D</b>   | <b>detriment (1)</b><br>18:18   |
| <b>changing (1)</b><br>15:6                         | <b>Communications (6)</b><br>5:12;11:6;14:18;<br>21:7;22:6;32:14                                 | <b>construction (4)</b><br>5:4;9:20;14:2;<br>21:25   |  | <b>damage (1)</b><br>31:12  |
| <b>charge (1)</b><br>32:13                          | <b>community (5)</b><br>18:4,16,20;27:6;<br>29:23  | <b>contact (1)</b><br>6:9  | <b>Daniel (1)</b><br>4:11  | <b>diamonds (5)</b><br>22:18;23:4,8,10,19   |
| <b>Chief (3)</b><br>30:23;31:24;32:3                | <b>company (10)</b><br>17:17;18:8,13;20:7,<br>22:21;10:23;6,6;32:9,<br>21                        | <b>continuation (1)</b><br>4:16  | <b>dark (1)</b><br>25:13   | <b>different (1)</b><br>16:4  |
| <b>choice (3)</b><br>13:2,3;36:13                   | <b>comparison (1)</b><br>27:20   | <b>control (2)</b><br>15:14;17:18  | <b>date (4)</b><br>6:3,8;7:14;36:18                              | <b>directly (1)</b><br>24:25  |
| <b>choose (1)</b><br>27:15                          | <b>compatibility (6)</b><br>5:3;14:15,20;15:3;<br>16:12;17:2                                     | <b>convenience (1)</b><br>8:2  | <b>Dattilo (9)</b><br>17:15,24;18:10,11,<br>17;26:18;30:22,25,25 | <b>Director (2)</b><br>4:14;32:4  |
| <b>chose (1)</b><br>27:6                            | <b>compatible (1)</b><br>14:22   | <b>Copies (2)</b><br>4:18;36:25  | <b>days (2)</b><br>7:13;36:17                                    | <b>disappear (1)</b><br>33:7  |
| <b>church (2)</b><br>35:9,10                        | <b>compelling (3)</b><br>17:11,23;18:19  | <b>corner (2)</b><br>20:2,4  | <b>deal (2)</b><br>30:3,4  | <b>discriminating (1)</b><br>5:20   |
| <b>citizen's (1)</b><br>4:19                        | <b>compete (1)</b><br>5:24   | <b>Corporation (1)</b><br>8:13   | <b>deals (1)</b><br>15:17  | <b>discussion (1)</b><br>33:2   |
| <b>civil (1)</b><br>8:12                            | <b>complain (1)</b><br>19:13   | <b>costs (1)</b><br>22:1   | <b>dear (2)</b><br>24:8;28:1                                     | <b>dish (1)</b><br>11:12  |
| <b>Claudio (4)</b><br>11:22;12:1,4,5                | <b>completely (1)</b><br>31:9  | <b>Council (28)</b><br>4:5,6,19;5:9,20;6:1,<br>10,11,19,21,22;7:2,<br>13,19,22;14:8;16:11,<br>25;22:10;34:12;36:4,<br>8,9,12,16,17,18,24 | <b>death (1)</b><br>34:12  | <b>disingenuous (1)</b><br>31:15  |
| <b>clean (1)</b><br>15:15                           | <b>component (1)</b><br>15:16  | <b>Council's (5)</b><br>4:18;6:2,5;7:3;<br>36:21   | <b>decades (1)</b><br>13:1                                       | <b>dispute (1)</b><br>15:8  |
| <b>clear (1)</b><br>26:9                            | <b>compound (1)</b><br>10:6  | <b>counsel (1)</b><br>5:13   | <b>December (1)</b><br>18:6                                      | <b>disqualified (1)</b><br>18:19  |
| <b>Clerk's (2)</b><br>8:2;37:1                      | <b>concern (1)</b><br>30:6   | <b>counted (1)</b><br>25:1   | <b>decision (5)</b><br>14:10;16:20,25;<br>22:10;34:13            | <b>divided (1)</b><br>32:15   |
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